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**UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA**

PAUL MANKIN, individually and on
behalf of all others similar situated,

Plaintiff,

vs.

MOUNTAIN WEST RESEARCH
CENTER, L.C., and DOES 1 through
10, inclusive, and each of them,

Defendants.

) Case No. 2:13-cv-06447-DSF-AGR
) **CLASS ACTION**
)

) **STIPULATION EXTENDING**
) **DATE BY WHICH PLAINTIFF**
) **MUST FILE MOTION FOR**
) **CLASS CERTIFICATION**

) **(F.R.C.P. 23 & L.R. 23-3)**
)

) Assigned to the Honorable Dale S.
) Fischer
)

) Action Filed on September 3, 2013
)

) Service Waived on September 12,
) 2013
)

) [Filed and Served with [Proposed]
) Order]
)

STIPULATION

WHEREAS, plaintiff Paul Mankin (“Plaintiff”) and defendant Mountain
West Research Center, L.C. (“Defendant”), by and through their respective

**STIPULATION EXTENDING DATE BY WHICH PLAINTIFF MUST FILE MOTION
FOR CLASS CERTIFICATION**

1 counsel of record, hereby stipulate and agree as follows:

2 **WHEREAS**, on September 3, 2013, Plaintiff filed the Complaint asserting
3 class action allegations for damages and injunctive relief pursuant to the
4 Telephone Consumer Protection Act, 47 U.S.C. § 227, et seq. (the “Complaint”)
5 in the United States District Court, Central District of California;

6 **WHEREAS**, on September 12, 2013, Defendant signed a Waiver of the
7 Service of Summons, which was filed on September 17, 2013;

8 **WHEREAS**, Defendant’s Response to the Complaint is currently due on
9 November 12, 2013;

10 **WHEREAS**, pursuant to Local Rule 23-3, Plaintiff’s deadline to file a
11 Motion for Class Certification under Federal Rule of Civil Procedure 23 is
12 December 11, 2013;

13 **WHEREAS**, the parties have not yet appeared before the Court for a
14 scheduling conference (a scheduling conference has not been set), nor have they
15 held their Rule 26(f) meeting or commenced discovery;

16 **WHEREAS**, prior to filing his class certification motion, Plaintiff intends
17 to serve discovery on class certification issues;

18 **WHEREAS**, the parties agree to extend the date by which Plaintiff must
19 file a Motion for Class Certification to 120 days from December 11, 2013 until
20 Thursday, April 10, 2014;

21 **WHEREAS**, there have been no prior requests for extensions of this
22 deadline; and

23 **WHEREAS**, this stipulation is made without prejudice to any party’s right
24 to request, subject to Court approval, further extensions of this deadline, as
25 appropriate.

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27 ///

28 ///

**STIPULATION EXTENDING DATE BY WHICH PLAINTIFF MUST FILE MOTION
FOR CLASS CERTIFICATION**

CERTIFICATE OF SERVICE

I am a citizen of the United States and employed in San Francisco County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is Kristensen Weisberg, LLP, 12304 Santa Monica Boulevard, Suite 221, Los Angeles, California 90025.

The foregoing document was serve on all parties and their attorneys of record in: *Paul Mankin, individually and on behalf of all others similarly situated v. Mountain West Research Center, L.C.*, No. 13-cv-06447-DSF-AGR, via ECF.

I declare under penalty of perjury that the foregoing is true and correct.
Executed in Los Angeles, California on October 22, 2013.

/s/ John P. Kristensen
John P. Kristensen

**STIPULATION EXTENDING DATE BY WHICH PLAINTIFF MUST FILE MOTION
FOR CLASS CERTIFICATION**